

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Roads & Buildings Department - Sri Y.Ramachandra Reddy, Executive Engineer (R&B) (Retd.) - Departmental Proceedings under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 - Articles of charges - Issued.

TRANSPORT, ROADS & BUILDINGS (Vig.I.1) DEPARTMENT

G.O.Rt.No.155

Dated:30th January, 2009.
Read :--

G.O.Ms.No.32, TR & B (Vig.I.1) Deptt., dated:30.01.2009

ORDER:--

In pursuance of the sanction accorded by the Government under Sub-clause (i) of Clause (b) of sub-rule (2) of Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980 for instituting departmental proceedings against Sri Y.Ramachandra Reddy, Executive Engineer (R&B) (Retd.) vide G.O.Ms.No.32, TR & B (Vig.I.1) Deptt., dated 30.01.2009 it is proposed to hold an inquiry against the said Sri Y.Ramachandra Reddy, Executive Engineer (R&B) (Retd.) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge and imputation of misconduct or misbehaviour in support of article of charge as Annexure.I and II. A list of documents by which and a list of witnesses by whom the article of charge is proposed to be sustained are also as indicated in Annexure-III and IV.

3. Sri Y.Ramachandra Reddy, Executive Engineer (R&B) (Retd.) is directed to submit within 15 days of the receipt of this order a written statement of his defence and also to state whether he desired to be heard in person.

4. Sri Y.Ramachandra Reddy, Executive Engineer (R&B) (Retd.) is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore specifically admit or deny the article of charge.

5. Sri Y.Ramachandra Reddy, Executive Engineer (R&B) (Retd.) is further informed that if he does not submit his written statement of defence on or before the period specified in para-3 above, or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991, or the orders/directions issued in pursuance of the said rules, the inquiring authority may hold the inquiry against him exparte.

6. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.T.CHATTERJEE,
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Y.Ramachandra Reddy, Executive Engineer (R&B) (Retd.)

through the I/c Engineer-in-Chief (R&B) Administration & National Highways, AP, Hyderabad.

The I/c Engineer-in-Chief (R&B) Administration & National Highways, AP, Hyderabad.

Copy to:

The General Administration (V&E) Department.

The SF/SC

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SECTION OFFICER

ANNEXURE.I

(Annexure to G.O.Rt.No.155 TR&B Deptt., dated:30.01.2009)

ARTICLES OF CHARGE FRAMED AGAINST SRI Y.RAMACHANDRA REDDY,
EXECUTIVE ENGINEER (R&B)(NOW RETIRED)

Article:-I

That the said Sri Y.Ramachandra Reddy, EE(R&B) (Electrical) (now retired), while working as EE(R&B) (Electrical) Division, Kurnool, has exceeded the grant for the year 2007 - 08 as on 31-10-07 by taking up works over and above the grant without prior approval from the higher authorities. Thus, he has violated instructions of Chief Engineer (R&B) Buildings, Hyderabad issued vide Memo No. 15279/BB2/07, dt. 7-6-07, and Articles -3 of A.P. Financial Code Vol.I and also Rule 3(1) of APCS(Conduct) Rules, 1964.

Article :- II

That the said Sri Y.Ramachandra Reddy, EE(R&B) (Electrical) (now retired), while working as EE(R&B) (Electrical) Division, Kurnool, has deliberately split several Electrical works i.e., (R&B) I.B, at Markapur; (R&B) I.B at Addanki; (R&B) I.B. at Jammalamadugu; Govt., Quarters at Ongole; and I.T.I at Vakadu; etc, to get the value of works within the powers of his sanction and to evade approval of his higher officers. Thus, he has violated Article 158 (b) of A.P. Financial Code Vol.I and also Rule 3(1) of APCS(Conduct) Rules, 1964.

Article:- III

That the said Sri Y.Ramachandra Reddy, EE(R&B) (Electrical) (now retired), while working as EE(R&B) (Electrical) Division, Kurnool, has failed to publish 12 CTNs in News Papers there by violating instructions issued in G.O.Ms.No.94, I & CAD Dept., dt. 1-7-03. This amounts to dereliction of duties. Thus, he has violated Government instructions issued in above G.O and also Rule 3(1) of APCS(Conduct) Rules, 1964.

Dr.T.CHATTERJEE,
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE-II

(Annexure to G.O.Rt.No._____ TR&B Deptt., dated:_____)

STATEMENT OF IMPUTATION OF MIS CONDUCT / MIS BEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI Y.RAMACHANDRA REDDY, EXECUTIVE ENGINEER (R&B)(ELECTRICAL) (NOW RETIRED) AND THE THEN EXECUTIVE ENGINEER (R&B) (ELECTRICAL) DIVISION, KURNOOL:

Imputations:-I

The V&E department Officials have verified the records pertaining to entrustment of electrical works during the year 2007-08. The V&E department have observed as follows:-

1) The Executive Engineer (R&B), Electrical Division, Kurnool had invited tenders and entrusted M&R works costing Rs. 56.88 lakhs during the year 2007-08 as on 31-10-07, against the budget provision of Rs.38.19 lakhs. Out of the total budget provision of Rs. 38.19 lakhs, an amount of Rs. 11.91 lakhs was meant for the liability towards the work done during the year 2006-07 leaving a balance amount of Rs. 27.19 lakhs only for taking up new M&R works during the year 2007-08. The EE had also submitted 4 estimates (total cost Rs. 2,66,400) costing more than RS. 50,000 to S.E(R&B) (Electrical) for according sanction and to invite tenders. The total value of M&R works entrusted/proposed during the year 2007-08 as on 31-10-07 was coming to Rs. 73.14 lakhs. As such the EE had created a liability for an amount of Rs. 34.95 lakhs For which budget allocation was not available. The revised budget proposals were submitted only in the month of 10/07 for Rs. 92.50 lakhs after entrusting additional works without prior approval from the competent authority.

2) The Chief Engineer (R&B), Buildings, Hyderabad while allotting grant for Repair & Mtc, works for the year 2007-08 vide Memo No. 15279, dt. 7-6-07 instructed the EEs (R&B) not to incur any excess expenditure over the allotted grants and it was also informed that in case of any excess expenditure, the EEs (R&B) and their D.A.Os would be liable for disciplinary action. As seen from the expenditure particulars as on 31-10-07 furnished by the EE (R&B) Electrical Division, Kurnool the expenditure was Rs. 45,29,961/- which is more than the allotted grant for the year 2007-08.

Imputations II:-

Some of the works which were split into parts were entrusted to a single agency. Though splitting of works before inviting tenders is permitted, the splitting of works in some cases by the EE (R&B) Electrical Division, Kurnool was only to bring down the estimate amount within his sanctioned powers. The Electrical works which were split up are (1) In the premises of I.B Markapur; Addanki; Jammalamadugu; Dharmavaram; Government Quarters; Ongole; 'C' camp; Kurnool; B camp, Kurnool; ITI Vakadu, Court Building, Kurnool; Ongole; Darsi; Yard lighting works and State Guest House works etc.,

...2.

Imputations III:-

The chit tender notices No. i to 12 / 2007-08 of the Divn., for most of the works (80%), single tenders were accepted and the tender percentage is observed to be around 0 to (-) 0.5% less over estimate rates. None of these tender notices were published in news papers. As per G.O.Ms.No..94, I&CAD Deptt., dt. 1.7.03, the tender notices for the works upto Rs. 50 lakhs shall be published in two district editions of largest circulation. Non-publication of CTNs in News papers is violation of Government orders thereby depriving wide publicity for tenders.

From the above observations, it is clear that Sri Y.Ramachandra Reddy, EE(R&B) Electrical Division, Kurnool (now Retired) has committed the above irregularities in inviting tenders for Electrical works under taken by the R&B Electrical, Division Kurnool during the year 2007 - 08. This amounts to dereliction of duties. This also infers that he failed to follow the Government instructions and Codal provision. Hence, the charge.

Dr.T.CHATTERJEE,
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE-III

(Annexure to G.O.Rt.No._____, TR&B Dept., dated _____)

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI Y.RAMACHANDRA REDDY, FORMER EXECUTIVE ENGINEER (R&B) AND NOW RETIRED, ARE PROPOSED TO BE SUSTAINED.

From the D.G, General Administration (V&E) Department, Vigilance Report No.124(1368/V&E/E/E2/07), Dt.06.08.2008.

Dr.T.CHATTERJEE,
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE-IV

(Annexure to G.O.Rt.No._____, TR&B Dept., dated _____)

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGE FRAMED AGAINST SRI Y.RAMACHANDRA REDDY, FORMER EXECUTIVE ENGINEER (R&B) AND NOW RETIRED ARE PROPOSED TO BE SUSTAINED.

----- **NIL** -----

Dr.T.CHATTERJEE,
PRINCIPAL SECRETARY TO GOVERNMENT

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